

# Senate File 160 - Reprinted

SENATE FILE 160  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 1064)

(As Amended and Passed by the Senate January 28, 2021)

## A BILL FOR

1 An Act relating to temporary in-person and remote learning  
2 instruction and instructional time requirements for school  
3 districts and accredited nonpublic schools, and including  
4 effective date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1.   IN-PERSON INSTRUCTION DURING THE 2020-2021  
2 SCHOOL YEAR.

3     1.   Notwithstanding any provision of law to the contrary,  
4 including 2020 Iowa Acts, chapter 1107, beginning no later than  
5 the first Monday that is at least two weeks after the effective  
6 date of this Act and ending June 30, 2021, a brick-and-mortar  
7 school district or accredited nonpublic school shall provide an  
8 opportunity for a parent or guardian of each student enrolled  
9 in the school district or accredited nonpublic school to select  
10 full-time in-person instruction for the parent's or guardian's  
11 student unless this requirement is explicitly waived for one  
12 or more school districts or accredited nonpublic schools in a  
13 proclamation of a public health disaster emergency issued by  
14 the governor pursuant to section 29C.6 and related to COVID-19.  
15 A school district or accredited nonpublic school that is not  
16 providing an opportunity for full-time in-person instruction  
17 on the effective date of this Act shall provide to the parents  
18 and guardians of students enrolled in the school district  
19 or accredited nonpublic school notice of the opportunity to  
20 select full-time in-person instruction and shall allow the  
21 parent or guardian at least five days to decide whether to  
22 select the full-time in-person option if the school district or  
23 accredited nonpublic school will also continue to offer other  
24 instructional options.

25     2.   Notwithstanding any provision of law to the contrary,  
26 for the school year beginning July 1, 2020, and ending June  
27 30, 2021, any instruction provided by a school district or  
28 accredited nonpublic school shall be deemed to meet the days  
29 and hours of instructional time requirements of Iowa law  
30 only if the instruction is provided in compliance with all  
31 requirements of Iowa law, including this Act; or pursuant  
32 to 2020 Iowa Acts, chapter 1107; or under a proclamation of  
33 a public health disaster emergency issued by the governor  
34 pursuant to section 29C.6 and related to COVID-19.

35     Sec. 2.   REQUESTS TO MOVE TO REMOTE LEARNING FOR A

1 SCHOOL BUILDING OR DISTRICT. For the school year beginning  
2 July 1, 2020, and ending June 30, 2021, to the extent the  
3 governor waives the requirement for full-time in-person  
4 instruction pursuant to section 1 of this Act, or authorizes  
5 a brick-and-mortar school district or accredited nonpublic  
6 school to provide primarily remote learning in accordance  
7 with 2020 Iowa Acts, chapter 1107, by conditioning the waiver  
8 or authorization on approval by the department of education,  
9 the department of education shall consider, in addition to  
10 any other factors or information, data regarding the number  
11 of teachers employed by the school district or school who  
12 are quarantining due to exposure to COVID-19, as well as the  
13 scarcity of substitute teachers, food service workers, and  
14 school bus drivers.

15 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate  
16 importance, takes effect upon enactment.